



U.S. Department of Justice

United States Attorney
Southern District of New YorkThe Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007

October 15, 2007

BY FAX

The Honorable Richard J. Sullivan
 United States District Judge
 Southern District of New York
 Daniel Patrick Moynihan U.S. Courthouse
 500 Pearl Street
 New York, New York 10007
 Fax: 212 805-7925

Re: United States v. Frankie Torres, 07 CR 957 (RJS)

Dear Judge Sullivan:

The Government respectfully submits this letter requesting that the court schedule an arraignment and initial pre-trial conference in the above-captioned case for Friday, October 19, 2007, at 10:00 a.m. Indictment 07 Cr. 957, which is attached, was returned by a grand jury in this district on Friday, October 12, 2007. The complaint is also attached to this letter, as is a letter from the Pre-Trial Services officer Joshua Rothman to Magistrate Judge Frank Maas regarding a possible violation of the terms of the defendant's pre-trial release.

The Government also requests that time be excluded under the Speedy Trial Act, 18 U.S.C. § 3161 *et seq.*, until the arraignment and initial pre-trial Conference. This request is submitted with the consent of Mr. Torres' attorney, Anthony Rico, Esq., as it will allow the parties to discuss a possible disposition of the case.

Respectfully submitted,

MICHAEL J. GARCIA
 United States Attorney
 Southern District of New York

By:

Randall W. Jackson
 Assistant United States Attorney
 212-6327-1029

SO ORDERED
 Dated: 10/15/07

RICHARD J. SULLIVAN
 U.S.D.J.

